

Memorandum

City of Las Vegas Neighborhood Services Department

To: Beverly Bridges, CMC, City Clerk

From: Devin S. Smith, Manager – Neighborhood Response Division

CC: File

Date: May 21, 2009

Re: REVISED: Report of Expenses for the abatement of nuisance regarding dangerous building located at 305 North Crestline Drive - Ward 1 (Tarkanian)

LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for "Nuisance," the Department of Neighborhood Services caused the above-referenced property to be corrected by removing refuse and waste from interior of building and on the property, repairing and replacing rear yard fencing, and installing permanent fencing. The abatement was completed by Levelex, Inc on December 20, 2008 at a cost of \$1,941.00, which was accepted by the Department of Neighborhood Services.

Contract Amount Breakdown:	
Remove refuse and waste from interior of building	\$498.00
Repair and replace rear fence	\$609.00
Install permanent fencing	\$834.00
AMOUNT DUE:	\$1,941.00
Administrative Processing Fee:	\$291.15
Service of Legal Papers	\$49.00
Sub-Total:	\$2,281.15
Reinspection Fees (w/late fees):	\$1,122.00
Civil Penalties:	\$1,950.00
TOTAL AMOUNT DUE:	\$5,353.15
Daily Civil Penalties – 231 days @ \$500 a day (excluding civil penalty fees already assessed) May 4, 2008 to December 20, 2008	\$113,550.00
MAXIMUM TOTAL:	\$118,903.15
OWNER OF RECORD:	MICHAEL J. MALLOY – C/O JUDITH REDFERN
PROPERTY ABATED:	305 North Crestline Drive
ASSESSOR PARCEL:	138-26-715-001
LEGAL DESCRIPTION:	CHARLESTON HGTS TRACT #29A
	PLAT BOOK 8 PAGE 97
	LOT 52 BLOCK 10

DSS:jl